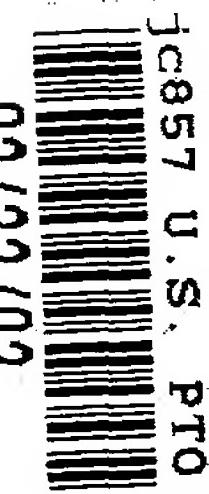


2-26-02

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Please type a plus sign (+) inside this box [+]

PTO/SB/05 (11-02)

Approved for use through 10/31/2002. OMB 0651-0082

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 04860.P0539C3
(maximum 12 characters)

First Named Inventor Daniel S. Venolia

Title: ZOOMING CONTROLLER

Express Mail Label No. EL 821 777 335 US

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D. C. 20231

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
2. Applicant Claims Small Entity Status. (37 CFR 1.27)
3. Specification (Total Pages 31)
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference sequence listing, a table,
or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. Drawings(s) (35 USC 113) (Total Sheets 10)
5. Oath or Declaration (Total Pages 2)
 - a. Newly Executed (Original or Copy)
 - b. Copy from a Prior Application (37 CFR 1.63(d))
(for Continuation/Divisional with Box 18 completed)
 - i. DELETIONS OF INVENTOR(S) Signed statement attached deleting
inventor(s) named in the prior application, see 37 CFR 1.63(d)(2)
and 1.33(b).
 - c. Unsigned.
6. Application Data Sheet. (37 CFR 1.76)
7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper
 - c. Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. _____ Assignment Papers (cover sheet & documents(s))
10. _____ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
_____ b. Power of Attorney
11. _____ English Translation Document (if applicable)
12. X a. Information Disclosure Statement (IDS)/PTO-1449
_____ b. Copies of IDS Citations
13. X Preliminary Amendment
14. X Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. _____ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. _____ Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. X Other: Copy of postcard with Express Mail Certificate of Mailing; and

18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP)
Of Prior Application No.: 09/551,411 Examiner J. Brier Group Art Unit 2672
(which is a continuation/ divisional/ CIP of prior application no. 08/104,251,
which is a continuation/ divisional/ CIP of prior application no. 07/811,830) (List entire chain of priority)

Applicant(s): Also include a Preliminary Amendment to amend the specification to claim priority.
For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18B. Statement under 37 CFR 3.73(b) for continuing application:

The undersigned states that Apple Computer, Inc. (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. 5969 Frame No. 0839 (or a copy of which is attached).

19. Correspondence Address

Customer Number or Bar Code Label _____
or _____ (Insert Customer No. or Attach Bar Code Label here)

Correspondence Address Below

NAME James C. Scheller, Jr.

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

ADDRESS 12400 Wilshire Boulevard, Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (408) 720-8300 FAX (408) 720-8383

Name (PRINT/TYPE): James C. Scheller, Jr. Registration No.: 31,195

Signature: James C. Scheller, Jr. Date: 2/22/2002

FEE TRANSMITTAL FOR FY 2002**TOTAL AMOUNT OF PAYMENT (\$)** 1128.00**Complete if Known:**

Application No. _____

Filing Date February 22, 2002First Named Inventor Daniel S. Venolia

Group Art Unit _____

Examiner Name _____

Attorney Docket No. 04860.P0539C3**METHOD OF PAYMENT** (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666

Deposit Account Name _____

 Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

2. Payment Enclosed:

 Check Money Order Other**FEE CALCULATION****1. BASIC FILING FEE****Large Entity Small Entity**

Fee Code	Fee (\$)	Fee Code	Fee (\$)	<u>Fee Description</u>	<u>Fee Paid</u>
101	740	201	370	Utility application filing fee	<u>740.00</u>
106	330	206	165	Design application filing fee	_____
107	510	207	255	Plant filing fee	_____
108	740	208	370	Reissue filing fee	_____
114	160	214	80	Provisional application filing fee	_____

SUBTOTAL (1) \$ 740.00**2. EXTRA CLAIM FEES**

	<u>Extra</u>	<u>Fee from below</u>	<u>Fee Paid</u>
Total Claims <u>25</u>	<u>- 20 = 5</u>	<u>X 18.00</u>	<u>= 90.00</u>
Independent Claims <u>5</u>	<u>- 3 = 2</u>	<u>X 84.00</u>	<u>= 168.00</u>
Multiple Dependent Claims		<u>X _____</u>	<u>= _____</u>

**Or number previously paid, if greater; For Reissues, see below.

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	<u>Fee Description</u>
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 258.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee Code	Fee (\$)	Fee Code	Fee (\$)
105	130	205	65
127	50	227	25
139	130	139	130
147	2,520	147	2,520
099	8,800	099	8,800
112	920*	112	920*
113	1,840*	113	1,840*
115	110	215	55
116	400	216	200
117	920	217	460
118	1,440	218	720
128	1,960	228	980
119	320	219	160
120	320	220	160
121	280	221	140
138	1,510	138	1,510
140	110	240	55
141	1,280	241	640
142	1,280	242	640
143	460	243	230
144	620	244	310
122	130	122	130
123	50	123	50
126	180	126	180
581	40	581	40
146	740	246	370
149	740	249	370
179	740	279	370
169	900	169	900
Other fee (specify)	<u>Petition for Suspension of Action (1 page)</u>	<u>130.00</u>	
Other fee (specify)			
		SUBTOTAL (3)\$	130.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: James C. Scheller, Jr.

Signature: J. C. Scheller Date: 2/22/2002

Reg. Number: 31,195 Telephone Number: (408) 720-8300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Daniel S. Venolia

Application No. _____

Filed: February 22, 2002

For: ZOOMING CONTROLLER

Asst. Commissioner for Patents
Washington, D.C. 20231

Examiner: Not yet assigned

Art Unit: Not yet assigned

PETITION FOR SUSPENSION OF PROSECUTION
UNDER 37 C.F.R. 1.103

Sir:

Applicant hereby petitions for the suspension of action in this application. At the present time, no outstanding action exists in this application. The suspension of action is requested for the reasonable time period of three months, and a check is enclosed for the necessary fee under 37 C.F.R. 1.17(i).

Please charge Deposit Account No. 02-2666 for any shortage of fees in connection with this response.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Date: 2/22, 2002


James C. Scheller, Jr.
Reg. No. 31,195

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025-1026
(408) 720-8300

"Express Mail" mailing label number: EL 821 777 335 US
Date of Deposit: February 22, 2002

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Connie Thayer

(Typed or printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)

2-22-02

(Signed)

EXPRESS MAIL CERTIFICATE OF MAILING

"Express Mail" mailing label number: EL 821 777 335 45
Date of Deposit: February 22, 2002

I hereby certify that I am causing this paper or fee to
be deposited with the United States Postal Service
"Express Mail Post Office to Addressee" service on
the date indicated above and that this paper or fee
has been addressed to the Assistant Commissioner
for Patents, Washington, D. C. 20231

CONNIE THAYER
(Typed or printed name of person mailing paper or fee)

Connie Thayer
(Signature of person mailing paper or fee)

2-22-02

(Date signed)

Serial/Patent No.: ***
Client: Apple Computer, Inc.
Title: ZOOMING CONTROLLER

Filing/Issue Date: February 22, 2002

BSTZ File No.: 04860.P0539C3
Date Mailed: 2-22-02

Atty/Secty Initials: JCS/clt
Docket Due Date: ***

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- | | | |
|---|---|---|
| <input type="checkbox"/> Amendment/Response (____ pgs.) | <input checked="" type="checkbox"/> Express Mail No.: <u>EL821777335US</u> | <input type="checkbox"/> Check No. <u>48411</u> |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate) | <input type="checkbox"/> _____ Month(s) Extension of Time | <input type="checkbox"/> Amt: <u>\$998.00</u> |
| <input type="checkbox"/> Application - Utility (____ pgs., with cover and abstract) | <input checked="" type="checkbox"/> Information Disclosure Statement & PTO 149 (5 pgs.) | <input type="checkbox"/> Check No. <u>47390</u> |
| <input checked="" type="checkbox"/> Application - Rule 1.53(b) Continuation (<u>31</u> pgs.) | <input type="checkbox"/> Issue Fee Transmittal <u>1.98(d)</u> | <input type="checkbox"/> Amt: <u>\$130.00</u> |
| <input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.) | <input type="checkbox"/> Notice of Appeal | |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.) | <input type="checkbox"/> Petition for Extension of Time | |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA Transmittal (____ pgs.) | <input checked="" type="checkbox"/> Petition for Suspension of Action (1 pg) | |
| <input type="checkbox"/> Application - Design (____ pgs.) | <input type="checkbox"/> Postcard | |
| <input type="checkbox"/> Application - PCT (____ pgs.) | <input type="checkbox"/> Power of Attorney (____ pgs.) | |
| <input type="checkbox"/> Application - Provisional (____ pgs.) | <input checked="" type="checkbox"/> Preliminary Amendment (2 pgs.) | |
| <input type="checkbox"/> Assignment and Cover Sheet | <input type="checkbox"/> Reply Brief (____ pgs.) | |
| <input checked="" type="checkbox"/> Certificate of Mailing | <input type="checkbox"/> Response to Notice of Missing Parts | |
| <input type="checkbox"/> Declaration & POA (____ pgs.) | <input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business | |
| <input type="checkbox"/> Disclosure Docs & Org & Copy of Inventor's Signed Letter (____ pgs.) | <input checked="" type="checkbox"/> Transmittal Letter, in duplicate 2 pgs | |
| <input type="checkbox"/> Drawings, ____ # of sheets includes ____ figures | <input checked="" type="checkbox"/> Fee Transmittal, in duplicate 2 pgs | |

Other: Copy of prior appln no. 09/551,411 filed 4/18/00 (31 pgs)
with copy of signed Declaration (2 pgs) and 10 sheets of drawings;
copy of postcard with Express Mail certificate of mailing (1 pg)